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We know the kind of material to use. We cut and sew it right. You don't find our awnings bagged and twisted out of shape. The frames are strongly made and put up right—that's why we do the awning business of El Paso.

WIDE DUCK FOR SALE. ANY QUANTITY.

El Paso Tent & Awning Co.

312 SOUTH EL PASO STREET

Phone 2044.

H. J. Collins, Mgr.

LETTERS OF MAJ. LEWELLYN REFERRING TO PAPERS HE SOUGHT, MADE PUBLIC

Asked for Pass From Road He Was Prosecuting, According to Letters—His Activities in Other Lines.

Says the New York Sun of Friday, May 10: Maj. William H. H. Lewellyn, who was an officer in Col. Roosevelt's regiment of Rough Riders and was subsequently appointed United States district attorney for New Mexico by President Roosevelt, an office which he resigned in November, 1907, tells in letters which were submitted to supreme court justice Brandeis yesterday of efforts to get a pass from the Santa Fe railroad in 1907 for West Ham J. Hartley, a business associate, although he was prosecuting the Santa Fe for rebating at that time. The letters also describe Maj. Lewellyn's activity in staking out mining and irrigation claims in behalf of himself and associates while United States attorney.

The letters were submitted to the court by Col. Hartley, who is a promoter and member of the New Mexico Mining club, on a motion to vacate the service of papers in a suit on a note for \$10,000 for his share of the expenses of mining promotions in New Mexico, in which case he was interested with Maj. Lewellyn and Harry A. Poth, the Philadelphia brewer. The suit against Hartley is brought by West Ham J. Hartley, who obtained an attachment on the ground that Hartley is not a resident of New York. The district court, Col. Hartley had made his application for a writ of habeas corpus, and that the papers were not served on him, but were left with the doorman at the New York Athletic club, and he insisted that this was sufficient reason to stay the sheriff from levying upon his property. The court decided that Col. Hartley had made his application for a writ of habeas corpus, and that the papers were not served on him, but were left with the doorman at the New York Athletic club, and he insisted that this was sufficient reason to stay the sheriff from levying upon his property.

In his answer to the suit, Col. Hartley says that on February 2, 1908, he and Poth entered into an agreement with Maj. Lewellyn by which they were to mine gold in Pecos, N. M., 20 percent of the profits to be paid to Maj. Lewellyn, and under the agreement district attorney Lewellyn was to have 30 percent of any profits. Poth, 20 percent, and Col. Hartley 50 percent. The last named alleges that Maj. Lewellyn and Poth extracted \$250,000 in gold from the mine, and that Poth retained all his share. He accordingly puts in a counterclaim for \$250,000.

Col. Hartley submits the letters from Maj. Lewellyn to prove that the latter recognized his interest in the mine in New Mexico, but that the letters mention Maj. Lewellyn's unsuccessful efforts to get a pass for Col. Hartley from the Santa Fe railroad. The letter written on Feb. 25, 1908, said that he had made application for a pass, but had not received it. A few days later Maj. Lewellyn wrote:

"After seeing you I returned to Las Vegas and drew the indictments which the grand jury returned against the Santa Fe and the Colorado Fuel and Iron for rebating in shipments of coal and coke. The Santa Fe rebated 10 percent on the coal and coke. I presume the rate bill will cut out the passes entirely."

Maj. Lewellyn wrote in the same letter that he had decided to organize an irrigation scheme for his partners, and said:

"It is impossible to handle the water at the Pot Hole. I am preparing articles of incorporation to take the water out of the Pecos river for irrigation purposes. As soon as I get the company in shape I may come to Philadelphia with the photographs of the entire canyon and the water and the land to be irrigated and try to place some of the stock there and issue bonds to secure the money to complete the dam. You see our 50 acres cover the actual site of the dam and we can turn some in to the company for a good price."

On September 25, 1907, about a month before he resigned as district attorney, Maj. Lewellyn wrote that he had been at Hillsboro, the site of the dam, with the surveyor general of New Mexico, who was his son, Morgan Lewellyn, also a Rough Rider. Maj. Lewellyn wrote:

"I have looked additional ground, placing you and Mr. Poth in as local."

WING DAMS BUILT TO PROTECT BRIDGE

Belen Schools Prepare for Closing Exercises on Friday.

Belen, N. M., May 13.—The work which has been in progress for several weeks on the Rio Grande river near Belen is progressing well, and it is thought that within a short time the last danger of the bridge being washed away by the current will be removed.

Earlier in the spring a force of men was employed for some time in an attempt to change the current and divert the water from the east approach of the bridge, but their work was unsuccessful. As a last hope, the board of county commissioners employed engineers, moved a pile driver to the spot, and are now engaged in building a wing dam along the east bank of the river for a sufficient distance to remove the present danger.

The work has been hampered slightly of late on account of the large amount of water which has been in the river, but the last hope, the board of county commissioners employed engineers, moved a pile driver to the spot, and are now engaged in building a wing dam along the east bank of the river for a sufficient distance to remove the present danger.

The first of the season's crop has commenced to arrive from the numerous sheep camps in this neighborhood. Indications are that the wool will be of very good quality and of an abundant quantity.

The Belen public schools are making extensive plans for the closing exercises, which will be held in the auditorium of the school house on Friday evening. Many of the teachers of the school are drilling their pupils carefully, and the result is expected to be one of the best exercises ever given here. Considerable interest has been taken in the event. The final examinations in all grades are being held this week.

The Felipe Chavez school will also hold closing exercises on Friday evening. Commercial hall has been engaged for the presentation of the exercises.

The Aid society of the Methodist church is planning a sociable, which will be given at the home of Mrs. Wm. M. Berger on Thursday evening. A "guess sociable" has been announced, and the public generally is guessing about the amount to be in store for them at this event.

Mrs. John Becker, Jr., and Miss Metta Enderstein have issued invitations to a party which is to be given at the home of the former on Friday afternoon. Five hundred will be the pastime.

Rev. J. Warren Orbe, of Las Vegas, has been holding a series of church efficiency meetings in the Methodist church for the past week, and announces that the meetings will continue for the greater part of the present week.

The water users under the Pecos valley project have assessed themselves for advertising purposes, and an amount, 10 cents per acre, equal to the amount assessed for all purposes during the last year of the life of the association. They are broad minded enough to recognize the advantage to the community in the small farm unit with intensive irrigation, and liberal enough to pay what is costs

of the balance of \$250.00, not in the treasury, hands \$198.50, not in the fund and \$4.80 surveying fund are not available for the current expenses of the association.

You will note, from the foregoing statement, that the finances of the association demand the most careful and earnest attention.

Suggests advertising. We have been very much favored so far in the very light assessment that it has been necessary to levy. Less than one-fourth of the current expenses of the association have been met by assessment and more than four-fourths from the territorial fund and individual subscriptions.

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EL PASO HERALD

Pres. Clapp, of Mesilla Valley Association, Urges the Land Owners to Advertise Valley's Resources.

The office of The Herald for Las Cruces is in the Robinson Drug Store. The Quality Store. This firm will deliver the Herald each night at the regular rate of 60 cents a month.

Las Cruces, N. M., May 13.—Reporting progress upon the Elephant Butte dam, president L. Clapp, of the Elephant Butte Water Users association, says that progress is satisfactory. He urges the land owners to raise a fund and advertise their valley and cites the progress Deming is making in such an undertaking. He also urges them to hurry and get their water rights adjudicated. His report in part follows:

The work up to the present time, has been mainly preliminary. Within the next 30 days the building of the great Elephant Butte dam will have commenced by the pouring of the concrete in the excavation, now nearing completion, at the east end of flume. The dam, solid bed rock of such character as to furnish a secure foundation for the structure is now being uncovered at a depth of about 50 feet from the river bed.

This section of the dam is about five per cent of the whole structure and abutment, and the river turned into it early this fall, at which time excavation in the bed of the river will commence.

A recent inspection of the work has impressed me with the thoroughness of the preparation that has been made for the coming battle with the water and the quickness of the Rio Grande. The power plant of ample capacity and an economical design, with its concrete and steel framework of enormous capacity and strength, working smoothly and swiftly, for the removal of the excavated material and disposing of it, the rock and conveying materials, are so evidently planned and constructed as to reduce both the time of construction of the dam and its cost.

Some not familiar with conditions here hold that the payments required to reimburse the dam would be a great burden on our land owners. I do not believe this will prove to be true. The usual rental contract between the government and the Mesilla valley community ditch and water works, and executed. Under last year's contract a maximum sum of \$1,000 was paid for the rental of the water. The provisions of the 1912 contract fix the rental under a graduated scale, not maximum allowed, commencing at 10¢ per acre for the first five feet, and running in 40¢ per acre for from 5-12 to 2 acre feet. If great economy is shown, the charges will amount to considerably more for the coming season.

The reclamation service has furnished a statement showing the extension of the leasehold diversion canal for the four years since they have been in operation. From this statement the following items are submitted:

Operating expenses \$19,432.36
Interest on bonds 2,822.75
Interest on water supply 2,822.75
Change of river channel 2,081.72
Interest on water supply 2,081.72
Miscellaneous buildings 707.63
Watchman's house and grounds and water supply 2,761.25
Roads and bridges 832.44
Telephone line 832.44
Portion of farm unit survey 832.44
Electricity and water 832.44
Equipment and supplies 2,158.37
Hand 2,158.37

Total expenditures \$49,092.12
Total payments during the four year term by the three ditched receiving water from the diversion canal amounts to \$52,565.20, leaving a balance in the hands of the reclamation service of \$12,473.08.

Below is a statement showing in brief the receipts and disbursements of this association since its organization in 1905 to April 30 last.

Public subscription \$ 996.45
Port territorial fund 12,027.33
Donna Anna county survey fund 1,917.98
Surveys and other 1,917.98
Tracts submitted after the closing of the books on securing pledges for 10,000 acres 139.50
Collections on 10¢ per acre assessment 4,352.31
Receipts from Pecos Valley ditch and Las Cruces ditches on rental contracts \$2,568.26
Total \$71,561.21

DISBURSEMENTS \$ 258.77
Freight on association 74.50
Stationery and printing 1,002.01
Office furniture 38.25
Telephone and telegraph 160.00
Rent 160.00
Traveling expenses of members 4,940.25
Legal expenses including recording of stock subscriptions and contracts and attorneys' fees 2,457.31
General expenses 1,582.22
Salaries 2,571.81
Advertising, including expenses of publishing book "Agricultural Opportunities in the Rio Grande Valley" 1,513.10
Interest on temporary loan 2,025.99
Interest on permanent loan 108.61
Paid reclamation service \$2,568.26
Rental contracts 230.36
Leaving a balance now in the treasurer's hands of \$71,561.21

Of the balance of \$250.00, not in the treasury, hands \$198.50, not in the fund and \$4.80 surveying fund are not available for the current expenses of the association.

You will note, from the foregoing statement, that the finances of the association demand the most careful and earnest attention.

Suggests advertising. We have been very much favored so far in the very light assessment that it has been necessary to levy. Less than one-fourth of the current expenses of the association have been met by assessment and more than four-fourths from the territorial fund and individual subscriptions.

The water users under the Pecos valley project have assessed themselves for advertising purposes, and an amount, 10 cents per acre, equal to the amount assessed for all purposes during the last year of the life of the association. They are broad minded enough to recognize the advantage to the community in the small farm unit with intensive irrigation, and liberal enough to pay what is costs

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to give publicity to the attractions of their section. The people are expending thousands of dollars in advertising their city and locality and are getting grand results, while we, with a gravity system of irrigation, now planned and under construction, as perfect as human intelligence can make it in engineering detail, and guaranteed in its liberal water supply, for all time to come by all the power of the government and the United States, with a pumping proposition that should and will be developed of great attractiveness, when we consider the cheap electric power that can be available for the irrigation of our second bottom lands, that exports produce to the fruit culture, with wonderfully fertile land, good markets and transportation facilities and liberal climate, apparently content to let the spirit of manna possess us, lean idly against the adobe wall and opportunity pass us by.

Every person in this community can well afford to share his portion in the best of a publicity campaign that will bring thousands of homeseekers to our valleys.

Must Get to Work. We have not yet won our water rights when called upon to do so; the demand was made nearly ten years ago and time and time again have we failed to energetically prosecute this suit and we have not done our part; we have not shown by deeds that we are willing to bear our share of the burden.

ARREST LAS CRUCES MAN IN ALBUQUERQUE

Imperfect Connections Are Cause of Delay in Operating New Waterworks.

Las Cruces, N. M., May 13.—Charged with obtaining money under false pretenses, J. C. French, one of the promoters of a cafe recently opened here was arrested here Tuesday morning by Sheriff Lucero and brought back to Las Cruces. The charge grew out of checks said to have been given by French which have not been cashed.

Upon the flooding of the mains to wash them out, which was going on, it was learned that the water in the connections were not properly made and the water has been turned off until the trouble can be remedied.

Some not familiar with conditions here hold that the payments required to reimburse the dam would be a great burden on our land owners. I do not believe this will prove to be true. The usual rental contract between the government and the Mesilla valley community ditch and water works, and executed. Under last year's contract a maximum sum of \$1,000 was paid for the rental of the water. The provisions of the 1912 contract fix the rental under a graduated scale, not maximum allowed, commencing at 10¢ per acre for the first five feet, and running in 40¢ per acre for from 5-12 to 2 acre feet. If great economy is shown, the charges will amount to considerably more for the coming season.

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Buy From The Homeplot Co.

CHOICEST TRACTS IN VICINITY OF DEMING
\$75.00 + \$10.00 Per Acre
SMALL CASH PAYMENTS---BALANCE ON TIME

Better than a savings bank—better than life insurance—better than any other form of investment. It grows while you sleep. Values increase, and it's easy money.

Homeplots in the vicinity of Deming are ideal for homes. A dozen houses are being built now on this property, and a dozen ten-acre tracts will be in cultivation before the end of the season. Ten acres is enough to make you independent if you handle it right. You won't buy from anyone else when you see our property. It is nearest town; water conditions are ideal; the soil is superb. Come and let us show you this property. If you can't come write us about it. We are closing deals by mail every little while. Don't wait for further increase in price.

BUY NOW---GET CHOICE STUFF
AND GET IT CHEAP

HOMEPLAT COMPANY

MAHONEY BUILDING DEMING, NEW MEXICO

SMOOTHING THE SEA

Boats Have Been Saved From Destruction by the Use of Oil on the Waves.

By GARRETT P. SERVIS.

THE experiences of navigators with the use of oil on stormy waves are interesting. The oil cannot "hold the sea down." The waves continue to rise and fall, whether they are covered with oil or not, but the oily film prevents the breaking of the upper edges of the waves, which is the great source of danger to ships and boats. If waves do not "break" the boat will simply ride smoothly upon them, running over the crests and down through the hollows like a bird rising and dipping in the air.

It has been suggested that the use of oil in this way was first called to the attention of navigators by observation of the "slick" which forms in the wake of a whale. It may have been suggested by the effect of oil accidentally spread upon the surface of the sea. At any rate, it is now known as long ago as the time of the early Phoenician navigators, and yet it is only in modern times that its use has become general. Even now there are seamen who express little confidence in it—probably because in their experience it had been improperly applied, or because in great storms it has not proved effective. When a ship is in a heavy sea, the application of the oil must be continuous in order to afford any protection.

Means must be found, if practicable, to keep the surface of the sea smooth in order that the crests of the waves may be smoothed at the moment when they rush upon the ship. Undoubtedly the effect of the oil is more pronounced in the case of small boats than in that of a large vessel. The impact of the waves against the bow or side of the latter are sufficient to cause them to break in spite of the oil, but the small boat offers less resistance, and if the surface of the waves is sufficiently smoothed to prevent the wind from combing them, the boat rides triumphantly over the stormy water.

Various kinds of oil may be employed. Fish oil appears to be a favorite, but some kind of vegetable oil, or some kind of mineral oil, is also used. The oil is not all equally effective. The general method of application is to put the oil in loosely woven bags, such as gunny sacks, or similar prepared canvas bags, together with oakum, and then to pierce the sacks with holes through which the oil may slowly escape. When at anchor the bags may be bent to the cable ahead of the boat. From a small boat, before a gale the bags may be dropped from the quarters, or the surface of the sea may be smoothed to drip through the forward waterclosets.

When the manner of application, the chief essential is that the oil shall, as far as possible, be made to spread over the surface of the sea. Direction from which the waves advance.

TRAIN WRECKED, AND ENGINEER MAY DIE

Williams, Ariz., May 13.—A freight train wreck happened here Tuesday noon which may result in the death of engineer David Parker. Parker was aboard the train when it struck a trestle in the yards when another freight train came backing around the bend and struck the engine up the track, and broke into a distance and both engines were thrown from the track and one of them turned over on its side. Parker was caught as he was jumping from the cab window, and is in a precarious condition.

TRAVELING EL PASO

Traveling El Pasoans can get The Herald at all prominent newsstands in Texas, New Mexico and Washington. Also at the stands mentioned below. Don't miss The Herald when you are stopping.

CLIP OUT THIS LIST AND LOOK UP THE Herald agent wherever you are stopping.

ATLANTIC CITY—Columbia News Co.; Empire News Co., 28 South Georgia street.

ATLANTA, GA.—World News Co.; Austin, Texas—Hotel Driskill.

AGUASCALIENTES, MEX.—A. B. Collier.

BALTIMORE, MD.—World News Co.; Birmingham, Ala.—McLay News Co.; Boston, Mass.—Young's Hotel; Eagle News Co., 16 Summer street.

CHICAGO—Auditorium, Great Northern Congress hotel, Queen City Newsstand, corner Clark and Randolph; Empire Newsstands (wagons); Chicago Newspaper agency, 170 Madison street.

CHATTANOOGA, TENN.—World News Co.

COLUMBUS, O.—Central Ohio News Co., 58 North High street.

CHUQUABUA, MEX.—Am. Photo & Sta. Co., Roberto Schneider, Calderon Bldg., Calle Cuatro, No. 155, Felipe Rizo, Jose Elias Ariz, Calle Victoria.

CINCINNATI, O.—Fountain News Co., 5th and Walnut st.

DALLAS, TEX.—M. B. Hater, 218 Main street; J. O. News Co., 163 South Erway; Texas News Agency; P. C. McCarrill, 902 Main street; Oriental hotel, southeast corner.

DENVER, COLO.—The Albany, S. Widom, Western Newsstands, Kate's, corner Clark and Randolph; Empire News Co., 109 Main street; Stockyard News Co., H. P. Hansen.

DETROIT, MICH.—Metropolitan News Agency, corner Woodward and Michigan streets; Triangle News Co., 109 Main street; World News Co., 109 Main street; Stockyard News Co., H. P. Hansen.

GALVESTON, TEX.—T. R. Lemoine & Co., 110 North 17th street.

HOUSTON, TEX.—C. P. Conway, International News Company.

INDIANAPOLIS, IND.—Paul Seigle, Illinois and Washington streets; Yona News Co.

JACKSONVILLE, FLA.—World News Co.

KANSAS CITY—Hotel Baltimore, Corner House, York & New Co.

LOS ANGELES—Independent News Co., Kemp News Co. (wagons), Spring Street, Alfred Wimbush (wagon).

LONG BEACH—Kemp News Co.

LOUISVILLE—International Newsstands.

MINNEAPOLIS—West hotel, 1313 W. 7th street.

MEXICO CITY—The Arctic, Blue Book

FORCED TO ASSIGN CONTRACTS TO TRUST

Tin Plate Jobber Gives Damaging Evidence in the Steel Probe.

New York, N. Y., May 14.—James T. McFarland, a tin plate jobber, of North Philadelphia, was called to give evidence in the Steel Corporation suit today to support the government's contention that the American Tin Plate company suppressed competition. McFarland said he had handled many special private brands of tin plate, which independent companies manufactured for him.

These brands he was forced to assign to the American Tin Plate company in 1909 with a stipulation that he would not buy his tin plate elsewhere. According to a letter from the tin plate company to his firm, which was identified, it was the trust's purpose "to protect this company in the exclusive manufacture of tin plate."

Later he said, the American Tin Plate company made an arrangement with jobbers whereby the company offered rebates on condition that the jobbers purchase the tin plate entirely from it. The rebate was from one to three percent, said he, and was subsequently based on 90 and then 85 percent of the total amount the jobber bought.

Competitors of the tin plate company were not willing to make this discount, testified McFarland.

Edwin A. Davis, of Philadelphia, formerly a sales manager of the American Tin Plate company, and previously with the American Tin Plate company, was called. He testified as an expert on conditions in the tin plate industry at the time of the trial and judge William H. Moore brought out a big consolidation under the control of the American Tin Plate company, of which McFarland was a member, and that the industry was controlled by that combination.

The Coliseum at Rome was built by Trepasian to accommodate 100,000 spectators. It covers five and one-half acres and was 120 feet high.

Milady's Toilet Table

By Miss D'ILLIE

"The easiest way to preserve and restore youthful complexion is to lightly massage the face, neck and arms with a solution made by dissolving an ounce of a solution of witch hazel. No powder is necessary, for mayonaisse prevents the 'shiny' look and keeps the skin soft, satiny and altogether lovely."

"The hair can be kept light and fluffy, and beautifully lustrous, by dry shampooing. Mix four ounces of powdered orange with an original package of talcum powder. Rub the hair and brush thoroughly through the hair. If anything will make the hair grow, this will."

"Nothing is more humiliating to a woman than hair on her face. Wild orange, the best remedy for this, is moved by applying delicate paste. Mix enough powdered talcum with water to make a thick paste. Rub the face for two minutes, then wipe off, wash the face and the hairs will be gone."

"Many suffer now from tired, sore, swollen or itching feet. Nothing will give quicker relief than Mother's Salve. It is easy to use, quick to act, and relieves pain in any part of the body,